

UNITED STATES DISTRICT COURT

MIDDLE DISTRICT OF TENNESSEE

DINA CAPITANI
V.

WORLD OF MINIATURE BEARS, INC., et al.

EXHIBIT AND WITNESS LIST

Case Number: 3:19-cv-00120

PRESIDING JUDGE Waverly D. Crenshaw, Jr.					PLAINTIFF'S ATTORNEY Autumn Gentry	DEFENDANT'S ATTORNEY John Beam/Desiree Goff
TRIAL DATE (S) Bench Trial September 1-					COURT REPORTER Lise Matthews	COURTROOM DEPUTY Kelly Parise
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES	
JT 3	JT 3	9/1/2020		X	Dog Wall Clock (Stipulated)	
X		9/1/2020			WIT: Dina Rae Capitani	
JT 1	JT 1	9/1/2020	X	X	Doggie Doodles by Dina Copyright Registration (Stipulated)	
JT 2	JT 2	9/1/2020	X	X	Docket Sheet and documents from Dina Capitani v. Geoffrey Roebuck and Cathy Roebuck, Middle District of Tennessee, Case No. 3:16-cv-00740 (Stipulated)	
2		9/1/2020	X	X	Capitani-Roebuck Licensing Agreement for Doggie Doodles	
3		9/1/2020	X	X	Amendment to Capitani-Roebuck Licensing Agreement	
4		9/1/2020	X	X	September 27, 2011 email Re: Amendment#1 Agreement (Doc. 1-10)	
5		9/1/2020	X	X	Moving Tail Wall Clocks (Capitani Dep., Late-filed Ex. 15)	
6		9/1/2020	X	X	Letter to Geoffrey and Cathy Roebuck, dated April 21, 2014 (Capitani Dep. Ex 19)	
8		9/1/2020	X	X	Plaintiff's handwritten note dated August 18, 2014 (Capitani Dep. Ex 20)	
9		9/1/2020	X	X	Purchase Order from Glass Illusions Pty Limited, Australia, dated November 16, 2013 (Doc. 68-6)	
7		9/1/2020	X	X	Cease and desist letter to Geoffrey and Cathy Roebuck, dated May 26, 2015	
10		9/1/2020	X	X	Printouts from www.amazon.com of wall clocks bearing images of Doggie Doodles, dated July 5, 2018 (Doc. 1-14)	
14		9/1/2020	X	X	Bill of Lading to Mini Bear Gems & Gifts (MBGG000001)	
15		9/1/2020	X	X	Invoice to Minibears Gems & Gifts (MBGG000002)	
11		9/1/2020	X	X	Printouts from www.minibear.gems of wall clocks bearing images of Doggie Doodles (Doc. 1-13)	
11a		9/1/2020	X	X	Printouts from www.minibear.gems of wall clocks bearing images of Doggie Doodles, dated January 29, 2019	
12		9/1/2020	X	X	Printout from www.picclick.com of wall clocks bearing image of Doggie Doodles, dated January 31, 2019 (Doc. 1-15)	
13		9/1/2020	X	X	Printout from www.ebay.com of wall clocks bearing image of Doggie Doodles (Doc. 1-16)	
13a		9/1/2020	X	X	Printout from www.ebay.com of wall clocks bearing image of Doggie Doodles, dated January 31, 2019	
18		9/1/2020	X		Defendants' sales documents (Invoices)– Beagle (MBGG000264) (Admitted on Page 2)	
	3	9/1/2020	X	X	E-mails between D. Capitani and G. Roebuck	

* Include a notation as to the location of any exhibit not held with the case file or not available because of size.

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EXHIBIT AND WITNESS LIST – CONTINUATION

DINA CAPITANI vs. WORLD OF MINIATURE BEARS, INC., et al.					CASE NO. 3:19-cv-00120
PLF. NO.	DEF. NO.	DATE OFFERED	MARKED	ADMITTED	DESCRIPTION OF EXHIBITS AND WITNESSES
	17	9/1/2020	X	X	6/4/2015 Blog – Doggie Doodles by Dina Artwork Has Been Kidnapped!
	18	9/1/2020	X	X	Grab your Exhale Summit T-Shirt (8/4/2020, 9:45 PM)
	6	9/1/2020	X	X	Plaintiff's Responses to Defendant World of Miniature Bears, Inc.'s First Set of Interrogatories
	7	9/1/2020	X	X	Moving Tail Wall Clock Images (Capitani Dep. Ex 15 and 16)
	19	9/1/2020	X	X	April 15, 2013 message through LinkedIn from Dina Capitani to Theresa Yang
	20	9/1/2020	X	X	Dogs by Nina Moving Tail Wall Clocks
	16	9/1/2020	X	X	Amazon.com Wagging Tail Dog Clocks (Doc. 19-2) (Admitted on page 3)
X	X	9/1/2020- 9/2/2020			WIT: Christopher Nimeth
37		9/1/2020	X	X	Printout from www.amazon.com of wall clocks bearing images of Doggie Doodles, dated July 5, 2018 (Nimeth Dep. Ex. 9)
38		9/1/2020	X	X	Printout from www.amazon.com of wall clocks bearing images of Doggie Doodles, dated July 5, 2018 (Nimeth Dep. Ex 10)
18		9/1/2020	X	X	Defendants' sales documents – Beagle (MBGG000264 – MBGG000237)
19		9/1/2020	X	X	Defendants' sales documents – Border Collie (MBGG000294 – MBGG000261)
20		9/1/2020	X	X	Defendants' sales documents – Cavalier King Charles Spaniel (MBGG000236)
21		9/1/2020	X	X	Defendants' sales documents – Chihuahua (MBGG000249)
22		9/1/2020	X	X	Defendants' sales documents – Cocker Spaniel (MBGG000241-MBGG000260)
23		9/1/2020	X	X	Defendants' sales documents – Springer Spaniel (MBGG000269-MBGG000244)
24		9/1/2020	X	X	Defendants' sales documents – French Bulldog (MBGG000263-MBGG000285)
25		9/1/2020	X	X	Defendants' sales documents – German Shepherd (MBGG000257-MBGG000233)
26		9/1/2020	X	X	Defendants' sales documents – Golden Retriever (MBGG000298-MBGG000223)
27		9/1/2020	X	X	Defendants' sales documents – Jack Russell (MBGG000277-MBGG000292)
28		9/1/2020	X	X	Defendants' sales documents – Labrador Black (MBGG000266-MBGG000226)
29		9/1/2020	X	X	Defendants' sales documents – Chocolate Labrador (MBGG000262-MBGG000243)
30		9/1/2020	X	X	Defendants' sales documents – Yellow Labrador (MBGG000227-MBGG000225)
31		9/1/2020	X	X	Defendants' sales documents – Rottweiler (MBGG000259-MBGG000234)
32		9/1/2020	X	X	Defendants' sales documents – Schnauzer (MBGG000287-MBGG000256)
33		9/1/2020	X	X	Defendants' sales documents – Sheltie (MBGG000247-MBGG000224)
34		9/1/2020	X	X	Defendants' sales documents – Yorkie (MBGG000283-MBGG000284)

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